

ASSEMBLY BILL 455 (LRB -0558)

An Act to amend 348.15 (5) (intro.) of the statutes; relating to: the testing of portable scales used for the enforcement of vehicle weight limitations. (FE)

2009

09-30. A. Introduced by Representatives **Steinbrink, Turner, Soletski** and **A. Ott**; cosponsored by Senators **Holperin** and **Taylor**.

09-30. A. Read first time and referred to committee on Transportation 416

10-08. A. Public hearing held.

10-19. A. Fiscal estimate received.

10-22. A. Executive action taken.

10-27. A. Report passage recommended by committee on Transportation, Ayes 11, Noes 0 458

10-27. A. Referred to committee on Rules 458

10-29. A. Placed on calendar 11-3-2009 by committee on Rules.

11-03. A. Read a second time 488

11-03. A. Ordered to a third reading 488

11-03. A. Rules suspended 488

11-03. A. Read a third time and **passed** 488

11-03. A. Ordered immediately messaged 488

11-04. S. Received from Assembly 403

11-09. S. Read first time and referred to committee on Agriculture and Higher Education 418

2010

02-10. S. Public hearing held.

02-24. S. Executive action taken.

02-24. S. Report concurrence recommended by committee on Agriculture and Higher Education, Ayes 5, Noes 0 585

02-24. S. Available for scheduling.

03-03. S. Placed on calendar 3-4-2010 pursuant to Senate Rule 18(1) 610

03-04. S. Read a second time 617

03-04. S. Ordered to a third reading 617

03-04. S. Rules suspended 617

03-04. S. Read a third time and **concurred in** 617

03-04. S. Ordered immediately messaged 617

03-04. A. Received from Senate concurred in 735

AMB

2009
ENROLLED BILL

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ADOPTED DOCUMENTS:

Orig **Engr** **SubAmdt**

09 -0558/1

Amendments to above (if none, write "NONE"): None

Corrections - show date (if none, write "NONE"): None

Topic Rel

3-5-10

Date

J. Miller

Enrolling Drafter



2009 ASSEMBLY BILL 455

September 30, 2009 – Introduced by Representatives STEINBRINK, TURNER, SOLETSKI and A. OTT, cosponsored by Senators HOLPERIN and TAYLOR. Referred to Committee on Transportation.

1 **AN ACT to amend** 348.15 (5) (intro.) of the statutes; **relating to:** the testing of
2 portable scales used for the enforcement of vehicle weight limitations.

Analysis by the Legislative Reference Bureau

Under current law, the enforcement of vehicle weight limitations requires weighing of the vehicles and loads on either a portable scale or a certified stationary scale. If a portable scale is used in any weighing operation, the portable scale must be in good working order and tested in comparison to a certified stationary scale within the previous 90 days by the Department of Agriculture, Trade and Consumer Protection.

This bill requires that the portable scale be tested within 180 days, instead of 90 days, immediately prior to its use in any weighing operation.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 **SECTION 1.** 348.15 (5) (intro.) of the statutes is amended to read:
4 348.15 (5) (intro.) For enforcement of weight limitations specified by this
5 chapter the gross weight, measured in pounds, imposed on the highway by any wheel

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1 or any one axle or by any group of 2 or more axles shall be determined by weighing
2 the vehicles and load, either by single draft or multiple draft weighing on certified
3 stationary scales or on portable scales in good working order which are tested in
4 comparison to certified stationary scales within ~~90~~ 180 days immediately prior to any
5 weighing operation by the department of agriculture, trade and consumer protection
6 or other authorized testing agencies for accuracy to within standard accepted
7 tolerances. The weighing operation shall be performed in accordance with and under
8 conditions accepted as good weighing technique and practice. In multiple draft
9 weighing the sum of the weight of respective components shall be used to establish
10 the weight of a combination of the components. It is recognized that the weight,
11 determined in accordance with methods prescribed in this chapter, includes all
12 statutory weights and represents the momentary load force or reaction imposed on
13 the scale at the time of weighing. Such weights include any variation due to the
14 following factors:

SECTION 2. Initial applicability.

15
16 (1) This act first applies to offenses committed on the effective date of this
17 subsection, but does not preclude the counting of other convictions as prior
18 convictions for purposes of imposing a penalty.

19 (END)